IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

FRIDAY, THE 29TH JUNE 2007 / 8TH ASHADHA 1929

OP.No. 32832 of 2001(H)

PETITIONER:

1. THE KERALA STATE CIVIL SUPPLIES CORPORATION LT.,
   REPRESENTED BY ITS MANAGING DIRECTOR,
   MAVELI BHAVAN, COCHIN - 20.

2. THE REGIONAL MANAGER,
   KERALA STATE CIVIL SUPPLIES CORPORATION LTD.,
   REGIONAL OFFICE, KRISHNA JYOTHI,
   PADMA VILASOM ROAD, FORT, THIRUVANANTHAPURAM.

BY ADV. SMT.K.L.LAKSHMI RANI
SRI.JOY GEORGE, SC, SUPPLYCO
SRI.V.J.MATHEW, SC CIVIL SUPPLIES CORPN

RESPONDENTS:

1. THE CONTROLLING AUTHORITY,
   UNDER THE MINIMUM WAGES ACT,
   (DEPUTY LABOUR COMMISSIONER AND SECRETARY
   STATE ADVISORY CONTRACT LABOUR BOARD)
   THIRUVANANTHAPURAM.

2. THE ASSISTANT LABOUR OFFICER,
   SECOND CIRCLE,
   THIRUVANANTHAPURAM.

3. THE SECRETARY,
   PUROGAMANA MAHILA SANGHAM,
   ALATHARA LANE, CHERUVAIKKAL,
   THIRUVANANTHAPURAM- 17.
   BY ADV. SRI.GEORGE POONTHOTTAM,SC, KSCSC

THIS ORIGINAL PETITION HAVING BEEN FINALLY HEARD ON 29/06/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

ORDER ON C.M.P NO. 53554/2001 IN O.P. NO. 32832/2001

CLOSED

29.06.2007 SD/- KURIAN JOSEPH, JUDGE.

APPENDIX

PETITIONERS' EXHIBITS:

EXT. P1: THE TRUE COPY OF THE AGREEMENT DT. 09.06.1998 BETWEEN THE 2ND PETITIONER AND 3RD RESPONDENT.

EXT.P2: TRUE COPY OF THE APPLICATION NO. MWA 21/99 FILED BY THE 2ND RESPONDENT BEFORE THE 1ST RESPONDENT.

EXT.P3: TRUE COPY OF THE WRITTEN STATEMENT FILED BY THE PETITIONERS DT. 07.11.2000.

EXT.P4: TRUE COPY OF THE GOVT. ORDER NO. G.O(RT)2237/98/LBR DT. 16.07.1998.

EXT.P5: TRUE COPY OF THE ORDER DT. 27.01.2001 IN MWA 21/99.

/True Copy/

P.A to Judge.

KURIAN JOSEPH , J

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O.P. NO. 32832 OF 2001

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Dated this the 29th day of June, 2007.

JUDGMENT

The original petition is filed with the following prayers:

a) call for the entire records leading upto Exhibit-P5 and quash the same by issuing a writ of certiorari or any other appropriate writ, order or direction.

b)issue a writ of mandamus or other appropriate writ, order or direction declaring that the petitioners are not liable to pay any amount to the labourers of the 3rd respondent as ordered by the 1st respondent in Ext.P5 order.

2. In view of the judgments in O.P. No. 14839/1999 and W.P.(C) No. 18863/2003, in case the petitioners have still any grievance left, it will be open to the petitioners to work out their grievance in appropriate proceedings.

The original petition is disposed of accordingly.

KURIAN JOSEPH, JUDGE.

rv

KURIAN JOSEPH, JUDGE.

O.P. NO. 32832 of 2001

/ 29th day of June, 2007

JUDGMENT